

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
IN THE UNITED STATES DESIGNATED/ELECTED OFFICE

In re Application of:

**WEST, et al.**

Serial No.: 10/551,203

PCT Filed: March 3, 2005

Art Unit: (not yet assigned)

Examiner: (not yet assigned)

Atty. Docket No.: 05-167-US

**ALKALOID FORMULATIONS****VIA EXPRESS MAIL LABEL NO. EV336824427US**Commissioner for Patents  
**MAIL STOP PCT**  
P.O. Box 1450  
Alexandria, VA 22313-1450**RESPONSE NOTIFICATION OF MISSING REQUIREMENTS  
UNDER 35 U.S.C. §371 IN THE US/DO/EO**

Dear Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C.  
in the US/DO/EO mailed on May 17, 2006, Applicants hereby submit the following:

1. ☒ An original executed Combined Declaration And Power Of Attorney document.
2. ☒ Small entity status is hereby claimed.
3. ☒ The filing fee has been paid.
4. The surcharge for late payment of the filing fee and/or the late filing of an original Declaration is:  

☒ \$65.00 (small entity)

☐ \$130.00 (large entity)

5. Fee Payment Being Made:

- ☒ Enclosed
- ☐ Filing fee
- ☒ Surcharge \$65.00
- ☐ Extension fee  
(Petition enclosed)
- Total fees due \$ 65.00

6. ☐ A check in the amount of \$ .00 to cover the surcharge is enclosed.
7. ☒ The Director is authorized to charge the \$65.00 surcharge to Deposit Account No. 18-0582.
8. ☒ The Director is hereby authorized to charge payment of any additional fees associated with this communication or credit any overpayment to Deposit Account No. 18-0582. A duplicate copy of this paper is attached.

Dated: June 29, 2006

07/10/2006 ATRAM1 00000090 180582 10551203  
01 FC:2617 65.00 DA

Respectfully submitted,



James G. Dilmore  
Reg. No. 51,618

REED SMITH LLP  
P.O. Box 488  
Pittsburgh, PA 15230-0488  
(412) 288-3813

Agent for Applicants

# ReedSmith

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June 28, 2006

VIA EXPRESS MAIL LABEL NO. EV336824427US

MAIL STOP PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Re: Applicants: WEST et al.  
Title: ALKALOID FORMULATIONS  
Serial No.: 10/551,203  
Filed: March 3, 2005  
Art Unit: (Not yet assigned)  
Examiner: (Not yet assigned)  
Docket No.: 05-167-US

Dear Sir:

Enclosed are the following for filing in connection with the above-referenced application:

1. A Response to Notification of Missing Requirements under 35 U.S.C. §371 in the US/DO/EO;
2. An executed Combined Declaration and Power of Attorney;
3. A copy of the Notification;
4. A self-addressed stamped postcard, return of which is requested to acknowledge receipt of the enclosed documents.

Please address future correspondence to:

**CUSTOMER NUMBER 718**  
**ATTN: James G. Dilmore, Ph.D., Patent Agent**  
**Phone: 412.288.3813; Fax: 412.288.3063**

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MAIL STOP PCT  
June 29, 2006  
Page 2

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The Director is authorized to charge the surcharge of \$65.00 and any additional payment due in connection with this submission, or to credit any overpayment to Deposit Account No. 18-0582. A duplicate copy of this authorization is enclosed.

Very truly yours,

REED SMITH LLP

By   
James G. Dilmore  
Reg. No. 51,618



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
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 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/551,203	West	051-167-US

718  
 REED SMITH LLP  
 P.O. BOX 488  
 PITTSBURGH, PA 15230-0488

INTERNATIONAL APPLICATION NO.	
PCT/AU05/00307	
I.A. FILING DATE	PRIORITY DATE
03/03/2005	03/03/2004

CONFIRMATION NO. 4056

## 371 FORMALITIES LETTER



\*OC000000018819316\*

Date Mailed: 05/17/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 09/27/2005
- Preliminary Amendments filed on 09/27/2005
- Small Entity Statement filed on 09/27/2005
- U.S. Basic National Fees filed on 09/27/2005
- Priority Documents filed on 09/27/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

REQUIREMENT PLACED ON  
 DEADLINE CONTROL ON

5-22-06  
 (date)

8  
 (initials)

SHELBY J VIGIL

Telephone: (703) 308-9140 EXT 224

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/551,203	PCT/AU05/00307	051-167-US

FORM PCT/DO/EO/905 (371 Formalities Notice)